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(569.013)

117

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Gene E. Nacy
Serial No. : 10/005,985 Examiner : Unassigned
Filed : November 12, 2001 Art Unit : Unassigned
For : VISUAL DISPLAY OF ROOM INFORMATION

June 27, 2002

RESPONSE TO NOTICE OF INCOMPLETE REPLY

I hereby certify that this correspondence and any documents referred to as enclosed therewith are being deposited with the United States Postal Service as first class mail, addressed to the Assistant Commissioner for Patents, Washington, DC 20231 on June 27, 2002.

Stanley D. Ference III
Reg. No. 33,879

June 27, 2002
Date of Signature

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Applicant respectfully submits the Notice of Incomplete Reply dated March 28, 2002, was erroneously issued and hereby requests the Notice be withdrawn. As discussed below, Applicant traverses the requirements of the Notice for payment of additional fees and submission of substitute drawings.

A Notice to A Notice to File Missing Parts in this application was mailed on December 27, 2001. A Response thereto was submitted by Applicant on February 27, 2002. Applicant's Response included an executed declaration, submission of formal

drawings, and payment of the filing fees. The Response did not, however, include payment of the surcharge for late filing of the Declaration. On March 1, 2002, payment of the surcharge for late filing of the Declaration was submitted, along with a Petition extending the time to respond to the Notice through March 27, 2002.

On March 28, 2002, a Notice of Incomplete Reply to the Notice to File Missing Parts was mailed. As this Notice requires the submission of substitute drawings and the payment of additional fees, the Notice does not appear to take into account Applicant's previous submission of formal drawings nor Applicant's Petition for a one month extension and payment of the surcharge for late filing of the Declaration. Accordingly, Applicant submits the Notice was erroneously issued and should be withdrawn.

Applicant specifically traverses the requirement of the Notice to submit substitute drawings. Attached hereto is a copy of Applicant's submission of formal drawings on February 27, 2002, along with a copy of the stamped post-card receipt.

Applicant also specifically traverses the requirement to submit an additional claim fee of \$72 for 17 total claims over 20. Attached hereto is a copy of Applicant's Petition for a one month extension of time to respond to the Notice to File Missing Parts submitted on March 1, 2002, along with a copy of the stamped post-card receipt. This Petition authorized the payment of the petition fee and surcharge for late filing of the Declaration by credit card. (A copy of the Credit Card Payment Form is not included). Furthermore, after receiving the Notice of Incomplete Reply, conversations with Preston Wallace in the Initial Patent Examination Division revealed (1) the Office has record of \$718 owed for the filing of this application and (2) Applicant has paid \$725 resulting in

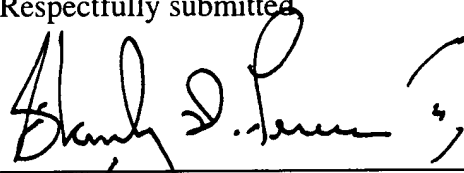
an overpayment of \$7 by Applicant. Applicant is not requesting a refund of overpayment at this time.

As required, a copy of the Notice of Incomplete Reply is attached.

It is submitted that the application is now complete and in form for examination.

Accordingly, such examination and prompt allowance are earnestly solicited.

Respectfully submitted

A handwritten signature in black ink, appearing to read "Stanley D. Ference III", written over a horizontal line.

Stanley D. Ference III
Registration No. 33,879

FERENCE & ASSOCIATES
129 Oakhurst Road
Pittsburgh, Pennsylvania 15215
(412) 781-7386
(412) 781-8390 - Facsimile

Attorneys for Applicants

Enclosures

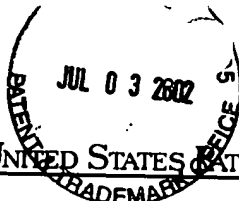


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Page 1 of 2

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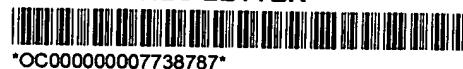


COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/005,985 | 11/12/2001 | Gene E. Nacey | 569.013 |

CONFIRMATION NO. 9262

FORMALITIES LETTER



OC000000007738787

REFERENCE & ASSOCIATES
129 Oakhurst Road
Pittsburgh, PA 15215

Date Mailed: 03/28/2002

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 03/11/2002 to the Notice to File Missing Parts (Notice) mailed 12/27/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The required items noted below SHOULD be filed along with any items required above. The filing date of this nonprovisional application will be the date of receipt of the items required above.

- Total additional claim fee(s) for this application is \$72.
 - \$72 for 17 total claims over 20.

- The balance due by applicant is \$ 72.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

T. Agent

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



COPY OF PAPERS
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Application Serial No. 10/005,985 for VISUAL
DISPLAY OF ROOM INFORMATION

SUBMISSION OF FORMAL DRAWINGS,
including four (4) sheets of formal drawings



February 27, 2002
(569.013)

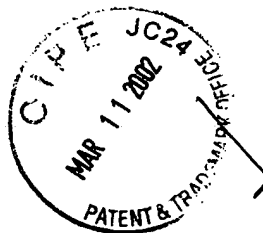
The stamp of the U.S.
Patent and Trademark
Office Mailroom
hereon acknowledges
the receipt of the
identified papers on
the date indicated by
such stamp.

#4



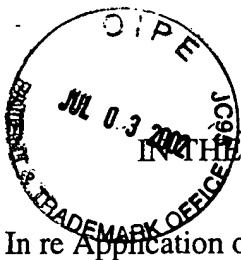
COPY OF PAPERS
ORIGINALLY FILED

Application Serial No. 10/005,985 for VISUAL
DISPLAY OF ROOM INFORMATION
PETITION FOR EXTENSION OF TIME,
including completed Credit Card Payment Form
in the amount of \$120.00



March 1, 2002
569.013

The stamp of the U.S.
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Office Mailroom
hereon acknowledges
the receipt of the
identified papers on
the date indicated by
such stamp.



(569.013)

#7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Gene E. Nacey

Serial No. : 10/005,985

Examiner : Unassigned

Filed : November 12, 2001

Art Unit : 2166

For : VISUAL DISPLAY OF ROOM INFORMATION

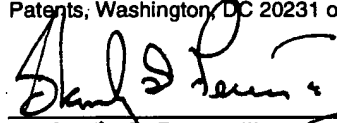
February 27, 2002

SUBMISSION OF FORMAL DRAWINGS

Assistant Commissioner for Patents
Washington, DC 20231

Attention: Official Draftsman

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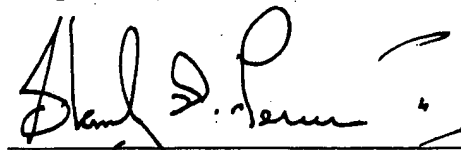

Stanley D. Ference III
Reg. No. 33,879

February 27, 2002
Date of Signature

Sir:

Applicants submit herewith four (4) sheets of formal drawings for the above-identified application. Please substitute the enclosed formal drawings for the informal drawings filed with the application.

Respectfully submitted,



Stanley D. Ference III
Registration No. 33,879

FERENCE & ASSOCIATES
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Pittsburgh, Pennsylvania 15215
(412) 781-7386
(412) 781-8390 - Facsimile

Enclosures

Attorneys for Applicants